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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/836,978	04/18/2001	Werner Metz	INTL-0489-US (P10269)	9073

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EXAMINER

KUMAR, SRILAKSHMI K

ART UNIT PAPER NUMBER

2675

DATE MAILED: 06/26/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.

09/836,978

Applicant(s)

METZ 

Examiner

Srilakshmi K. Kumar

Art Unit

2675

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 27 May 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☐ The period for reply expires _____ months from the mailing date of the final rejection.
- b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☒ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: See Continuation Sheet.

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

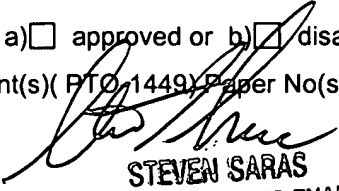
Claim(s) allowed: _____.

Claim(s) objected to: 3-5, 14-16 and 24-26.

Claim(s) rejected: 1, 2, 6-13, 17-23 and 27-30.

Claim(s) withdrawn from consideration: _____.

8. ☐ The proposed drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO 1449) Paper No(s). _____.
10. ☐ Other: _____


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Continuation of 2. NOTE: As to claim 11, with respect to the 112, second paragraph rejection, Applicant has proposed an amendment, adding "storage" in front of medium, this does not place the claim in better form. On page 3 of the arguments, applicant states " Thus in one embodiment the "article" of claims 11-19 may be a storage device storing a software program", while this explains what is meant by "article", there is no support in the specification stating "an article" with the definition. Page 7 of the specification describes a system with the definition as stated above. Thus, the 112, second paragraph, rejection shall be maintained with this proposed amendment..

Continuation of 5. does NOT place the application in condition for allowance because: With respect to applicant's argument on Benson not disclosing generating a different sequence of characteristic values in each region, Examiner, respectfully disagrees. Benson, discloses generating a different sequence of characteristic values in each region. Benson discloses in Fig. 5, different regions with different values, such as the teller area, storage, women, window #3, window #4, and where the sensors of each group disclose a unique identification. Further, Benson discloses in Fig. 5, where there are additional frames each with more than two regions, such as in storage it is shown to have six regions, where each of those regions would be able to disclose a different characteristic value. As shown in Figs 5 9, the display could further change and show different characteristics from the previous display frame. With respect to applicant's arguments of where Benson does not disclose displaying a time sequence of frames each including at least two regions, and each of said regions displaying a timed sequence of characteristic values. Examiner, respectfully, maintains that a periodic broadcasting of system status can be the same as a timed sequence of characteristic values as system status would broadcast different characteristics of what is displayed at regular timed intervals. With respect to applicant's arguments of where Benson does not teach that a sensor is a light sensor that detects a characteristic value in the form of light. Examiner disagrees. The limitation as disclosed can be interpreted to be where the sensors could be of any type as long as they detect a characteristic value of light. The sensors of Benson can be that of light sensors as would have been obvious to one of ordinary skill in the art. .